

FILED BY Wk D.C.

UNITED STATES DISTRICT COURT

FILED BY JSH D.C.

05 OCT 25 PM 2:50

WESTERN DISTRICT OF TENNESSEE, WESTERN DIVISION
at Memphis

05 OCT 25 AM 9:53

THOMAS M. GOULD
CLERK U.S. DISTRICT COURT
W.D. OF TENN. MEMPHIS

Plaintiff,

v.

SOUTHWEST TENNESSEE
COMMUNITY COLLEGE, formerly
State Technical Institute of Memphis,

Defendant.

Civil Action No. 03-2162 MIA
District Judge Donald
Jury Demand

**DEFENDANT'S MOTION FOR LEAVE TO REPLY
TO PLAINTIFF'S RESPONSE TO MOTION FOR SUMMARY JUDGMENT**

Pursuant to the Court's Scheduling Order (D.E. 15, p. 3), Defendant, Southwest Tennessee Community College ("STCC"), respectfully moves the Court for leave to reply to Plaintiff's Response to Motion for Summary Judgment.

Defendant filed simultaneously herewith its Memorandum in Support of Defendant's Motion for Leave to File Reply. Defendant asks that the Court take its Memorandum in Support into consideration when ruling on this motion.

A proposed order is attached.

CERTIFICATE OF CONSULTATION

Defendant has consulted with opposing counsel regarding its desire to file a reply to Plaintiff's Response to Defendant's Motion for Summary Judgment. Plaintiff DOES NOT OPPOSE this motion.

This document entered on the docket sheet in compliance with Rule 58 and/or 79(a) FRCP on 10/26/05

MOTION GRANTED

DATE: 10-25-2005

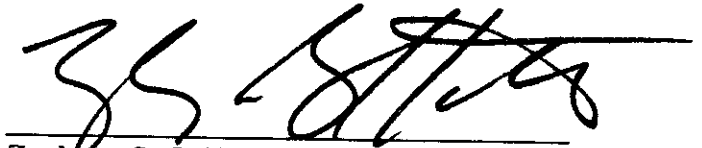
BERNICE R. DONALD
U.S. DISTRICT JUDGE

Doc133870

(3)

Respectfully submitted,

PAUL G. SUMMERS
ATTORNEY GENERAL AND REPORTER



Zachary S. Griffith (#18007)
Assistant Attorney General
Civil Litigation and State Services Division
Post Office Box 20207
Cordell Hull Building, Second Floor
Nashville, Tennessee 37202-0207
Telephone: (615) 741-7932
Facsimile: (615) 741-7327
E-mail: Zack.Griffith@state.tn.us

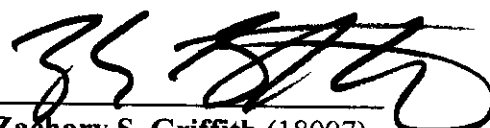
Counsel for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was duly served by placing the same in the U.S. mail, postage prepaid, for first class delivery to:

Kathleen L. Caldwell, Esq.
LAW OFFICES OF KATHLEEN L. CALDWELL, P.C.,
Laird Place
2080 Peabody Avenue
Memphis, Tennessee 38104

This 24th day of October 2005.



Zachary S. Griffith (18007)
Assistant Attorney General



Notice of Distribution

This notice confirms a copy of the document docketed as number 63 in case 2:03-CV-02162 was distributed by fax, mail, or direct printing on October 26, 2005 to the parties listed.

Glenwood Paris Roane
LAW OFFICE OF GLENWOOD P. ROANE, SR.
217 Exchange Ave.
Memphis, TN 38105--350

Kathleen L. Caldwell
LAW OFFICE OF KATHLEEN L. CALDWELL
2080 Peabody Ave.
Memphis, TN 38104

Zachary S. Griffith
OFFICE OF THE ATTORNEY GENERAL
P.O. Box 20207
Nashville, TN 37202--020

Honorable Bernice Donald
US DISTRICT COURT